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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/670,388	09/26/2003	Beatrice Toumi	05725.1243-00000	2739
22852	7590	07/10/2008		
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER LLP 901 NEW YORK AVENUE, NW WASHINGTON, DC 20001-4413				
EXAMINER				
MERCIER, MELISSA S				
ART UNIT		PAPER NUMBER		
1615				
MAIL DATE		DELIVERY MODE		
07/10/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10670388	9/26/2003	TOUMI ET AL.	05725.1243-00000

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## EXAMINER

MELISSA S. MERCIER

ART UNIT	PAPER
1615	20080703-A

DATE MAILED:

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## Commissioner for Patents

The reply filed on April 17, 2008 is not fully responsive to the prior office action because of the following omissions or matters: the double patenting rejection has not been addressed. Applicant has requested that the rejection be held in abeyance until there is an indication of allowable subject matter in this application (see Section E, page 35), however, according to 37 CFR 1.111, it is improper to request a rejection be held in abeyance. 37CFR 1.111 also states, the reply by the application or patent owner must be reduced to a writing which distinctly and specifically points out the supposed errors in the examiners action and must reply to every ground of objection and rejection in the prior office action. The reply must present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims, patentable over any applied reference. If the reply is with respect to an application, a request may be made that objections or requirements as to form not necessary to further consideration of the claims be held in abeyance until allowable subject matter is indicated. Since the above mentioned reply appears to be bonafide, applicant is given one (1) month or thirty (30) days from the mailing of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. Extensions of this time period may be granted under 37CFR1.136(a).

/MP WOODWARD/  
Supervisory Patent Examiner, Art Unit 1615